From: Hurld, Kathy [Hurld.Kathy@epa.gov]

9/6/2018 4:16:32 PM Sent:

To: Ghosh, Mita [Ghosh.Mita@epa.gov]

Subject:

Attachments:

Ex. 5 Deliberative Process (DP)

From: Hurld, Kathy

Sent: Thursday, September 6, 2018 12:11 PM To: Hicks, Matt; Mancusi-Ungaro, Philip

Subject: Fw: Criminal intent paper that OW and OGC are looking at right now

I will forward subsequent info from Simma. This is being crafted for the 404g rulemaking. Which would also make changes to 402.

I will forward another

e-mail. Not sure that covers it but . . .

From: Hurld, Kathy

Sent: Wednesday, August 15, 2018 10:46 AM

To: Chemerys, Ruth

Subject: FW: Criminal intent paper!

From: Hurld, Kathy

Sent: Tuesday, August 14, 2018 11:38 AM

To: Kasparek, Lauren <kasparek.lauren@epa.gov>

Subject: FW: Criminal intent paper!

Here is the paper

From: Kupchan, Simma

Sent: Wednesday, July 25, 2018 5:04 PM

To: Hurld, Kathy <Hurld.Kathy@epa.gov<mailto:Hurld.Kathy@epa.gov>>; Weiss, Kevin

<Weiss.Kevin@epa.gov<mailto:Weiss.Kevin@epa.gov>>; Bathersfield, Nizanna

<Bathersfield.Nizanna@epa.gov<mailto:Bathersfield.Nizanna@epa.gov>>

Cc: Wehling, Carrie < Wehling.Carrie@epa.gov < mailto: Wehling.Carrie@epa.gov >> ; Nalven, Heidi

<Nalven. Heidi@ena_gov∠mailto: Nalven. Heidi@epa.gov>>

Subject: Ex. 5 Deliberative Process (DP)

Kathy, Kevin, and Nizanna,

I am beyond delighted to present, at long last, our summary of a potential approach to Ex.5 Deliberative Process (DP)

Fx. 5 AC/DP This incorporates comments from Heidi Nalven, Carrie Wenling, and Steve Neugeboren, though has not been reviewed by David Fotouhi. Feel free to pass this up your chains as appropriate.

Please let me know if you have any questions. Thank you very much for your patience lo these many weeks.

Simma Kupchan EPA Office of General Counsel Water Law Office 202-564-3105 WJC North #7426Q